



Report to the Auburn City Council

Action Item

Agenda Item No.

10

City Manager Approval

To: Mayor and City Council Members
From: Bernie Schroeder, Director of Public Works *BS*
By: Carie Huff, P.E., Associate Civil Engineer *CH*
Date: April 23, 2012
Subject: Right of Way Certification

The Issue

Shall the City authorize the Director of Public Works the ability to certify right of way certifications?

Conclusions and Recommendation

Staff recommends that the City Council, by **RESOLUTION**, authorize the Director of Public Works to execute on behalf of the City, all right of way certifications for locally funded projects, and as required by the State of California Department of Transportation and the federal government pertaining to certifying that rights of way have been acquired according to the regulations for federal funded transportation projects.

Background

Right of Way Certification is required by the federal government on all federal funded transportation projects to ensure that all rights of way have been acquired according to federal regulations. The attached resolution would allow the Director of Public Works to authorize the Right of Way Certification for projects requiring the certification. The Palm Avenue Sidewalk and Bicycle Lane Project and the 2012 Street Overlay Project – Dairy Road are current City projects that require Right of Way Certification.

Alternatives Available to Council; Implications of Alternatives

1. Accept staff recommendations.
2. Do not accept staff recommendations.

Fiscal Impact

The recommended action will have no impact on City funds.

Attachments: Resolution

RESOLUTION NO. 12-

RESOLUTION TO AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO EXECUTE
CERTIFICATION THAT RIGHTS OF WAY HAVE BEEN ACQUIRED FOR LOCAL
AND FEDERAL FUNDED TRANSPORTATION PROJECTS IN ACCORDANCE WITH
STATE AND FEDERAL REGULATIONS

WHEREAS, the State of California Department of Transportation requires that a
Right of Way Certification for a specific project be submitted each time with a
resolution by the governing body of the public agency submitting the
certification, or alternatively permits the public agency to submit a single
blanket resolution authorizing a designated individual authority to execute right
of way certifications for any and all projects: and

WHEREAS, the City of Auburn, a political subdivision of the State of California
("City"), desires to submit a single resolution designating authority to execute
right of way certifications for any and all projects to the City's Director of Public
Works;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF AUBURN DOES
HEREBY RESOLVE:

That the City's Director of Public Works is authorized to execute on behalf of
the City, all right of way certifications for locally funded projects, and as
required by the State of California Department of Transportation and the
federal government pertaining to certifying that rights of way have been
acquired according to the regulations for federal funded transportation
projects.

DATED: April 23, 2012

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Keith Nesbitt, Mayor

ATTEST:

Joseph G. R. Labrie, City Clerk

I, Joseph G. R. Labrie, City Clerk of the City of Auburn, hereby certify that the foregoing resolution was duly passed at a regular meeting of the City Council of the City of Auburn held on the 23rd day of April 2012 by the following vote on roll call:

Ayes:

Noes:

Absent:

Joseph G. R. Labrie, City Clerk

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